

SUSAN P. GRABOWSKI,
Plaintiff(s),

v.

COMMISSIONER OF SOCIAL SECURITY,
Defendant(s).

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Case No. 2:16-cv-01654-JAD-NJK
REPORT AND RECOMMENDATION

The willful failure of Plaintiff to comply with the Court's orders is an abusive litigation practice that has interfered with the Court's ability to hear this case, delayed litigation, disrupted the Court's timely management of its docket, wasted judicial resources, and threatened the integrity of the Court's orders and the orderly administration of justice. Sanctions less drastic than dismissal are unavailable because Plaintiff has willfully refused to comply with multiple Court orders despite the warning that sanctions including dismissal may result.

1 Accordingly, **IT IS RECOMMENDED** that this case be dismissed with prejudice.

2 DATED: December 21, 2017

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4 NANCY J. KOPPE
United States Magistrate Judge

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6 **NOTICE**

7 Pursuant to Local Rule IB 3-2 any objection to this Report and Recommendation must be in
8 writing and filed with the Clerk of the Court within (14) days after service of this Notice. The Supreme
9 Court has held that the courts of appeal may determine that an appeal has been waived due to the failure
10 to file objections within the specified time. *Thomas v. Arn*, 474 U.S. 140, 142 (1985), *reh'g denied*, 474
11 U.S. 1111 (1986). This Circuit has also held that (1) failure to file objections within the specified time
12 and (2) failure to properly address and brief the objectionable issues waives the right to appeal the
13 District Court's order and/or appeal factual issues from the order of the District Court. *Martinez v. Ylst*,
14 951 F.2d 1153, 1157 (9th Cir. 1991); *Britt v. Simi Valley United Sch. Dist.*, 708 F.2d 452, 454 (9th Cir.
15 1983).